

**THE STATE OF NEW HAMPSHIRE
PUBLIC UTILITIES COMMISSION**

DE 15-068

FREEDOM LOGISTICS, LLC, d/b/a FREEDOM ENERGY LOGISTICS

**Petition for Authorization Pursuant to RSA 362-A:2-A, II for a
Purchase of LEEPA Output by the Private Sector**

ORDER OF NOTICE

On February 17, 2015, Freedom Logistics, LLC d/b/a Freedom Energy Logistics (FEL) filed a petition requesting Commission authorization for the purchase by a private sector retail customer of electrical output generated by a limited electrical energy producer, pursuant to RSA 362-A:2-A, II, a section of the Limited Electrical Energy Producers Act (LEEPA). Under RSA 362-A:2-a, a facility that produces not more than 5 megawatts of power by means of renewable resources or cogeneration may sell power directly to not more than 3 end users, pursuant to agreements for the retail sale to the purchaser and for the wheeling of power by the franchised electrical public utility that are approved by the Commission as consistent with specific statutory criteria. Under LEEPA, the Commission retains the right to order the wheeling of power by the utility to the end users and to set the price and other terms for a wheeling agreement as it deems necessary, consistent with these specific criteria.

According to the petition, FEL is a Rate G delivery customer of Public Service Company of New Hampshire d/b/a Eversource Energy (Eversource) that intends to enter into an agreement with Fiske Hydro, Inc. (Fiske Hydro), a limited electrical energy producer under LEEPA, to purchase 5 kilowatts (kW) of the electrical output of Fiske Hydro's hydroelectric generation facility (the Fiske Facility). FEL is located in Auburn, New Hampshire and the Fiske Facility is

located in Hinsdale, New Hampshire and is interconnected to Eversource's local distribution system. Fiske Hydro currently sells the electrical output of the Fiske Facility to Eversource at its Short Term Avoided Cost Rates, and Fiske Hydro does not pay any wheeling or transmission costs to Eversource in connection with such power sales, according to FEL.

FEL states it intends to enter into an agreement with Fiske Hydro to purchase 5 kW of the output of the Fiske Facility at a price equal to 150% of Eversource's Short Term Avoided Cost Rate for each kWh delivered to FEL's meter. According to FEL, Eversource would deduct the kWh sold by Fiske Hydro to FEL and delivered to FEL's meter from the total usage recorded on FEL's meter, and would render monthly bills to FEL based upon total usage net of the kWh purchased by FEL from Fiske Hydro. FEL would pay Eversource for any costs as determined by the Commission, net of locational value resulting from avoided transmission and distribution costs and avoided line losses, incurred in wheeling and delivering 5 kW of Fiske Facility electrical output to FEL's meter.

FEL's petition and subsequent docket filings, other than any information for which confidential treatment is requested of or granted by the Commission, will be posted to the Commission's website at <http://www.puc.nh.gov/Regulatory/Docketbk/2015/15-068.html>.

FEL's filing raises, *inter alia*, issues related to the interpretation of RSA 362-A:2-A, II under LEEPA, and the terms and conditions of agreements and arrangements pursuant to which the electrical output of the limited electrical energy producer will be sold to the end user and wheeled by the franchised electric distribution utility from the producer to the end user. Each party has the right to have an attorney represent the party at the party's own expense.

Based upon the foregoing, it is hereby

ORDERED, that a prehearing conference, pursuant to N.H. Code Admin. Rules Puc 203.15, be held before the Commission located at 21 South Fruit Street, Suite 10, Concord, New Hampshire, on April 29, 2015, at 10:00 a.m., at which each party will provide a preliminary statement of its position with regard to the petition and any of the issues set forth in N.H. Code Admin. Rules Puc 203.15; and it is

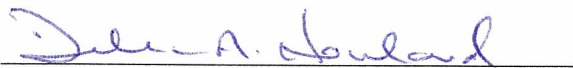
FURTHER ORDERED, that, immediately following the prehearing conference, FEL, the Staff of the Commission, and any interveners hold a technical session to review the petition and allow FEL to provide any amendments or updates to its filing; and it is

FURTHER ORDERED, that, pursuant to N.H. Code Admin. Rules Puc 203.12, FEL shall notify all persons desiring to be heard at this hearing by publishing a copy of this Order of Notice no later than April 10, 2015, in a newspaper with general circulation in those portions of the state in which operations are conducted, publication to be documented by affidavit filed with the Commission on or before April 27, 2015; and it is

FURTHER ORDERED, that, pursuant to N.H. Code Admin. Rules Puc 203.17, any party seeking to intervene in the proceeding shall submit to the Commission seven copies of a Petition to Intervene with copies sent to FEL on or before April 27, 2015, such Petition stating the facts demonstrating how its rights, duties, privileges, immunities, or other substantial interest may be affected by the proceeding, as required by N.H. Code Admin. Rules Puc 203.17 and RSA 541-A:32, I (b); and it is

FURTHER ORDERED, that any party objecting to a Petition to Intervene make said Objection on or before April 29, 2015.

By order of the Public Utilities Commission of New Hampshire this third day of April,
2015.



Debra A. Howland
Executive Director

Individuals needing assistance or auxiliary communication aids due to sensory impairment or other disability should contact the Americans with Disabilities Act Coordinator, NHPUC, 21 S. Fruit St., Suite 10, Concord, New Hampshire 03301-2429; 603-271-2431; TDD Access: Relay N.H. 1-800-735-2964. Notification of the need for assistance should be made one week prior to the scheduled event.



SERVICE LIST - EMAIL ADDRESSES - DOCKET RELATED

Pursuant to N.H. Admin Rule Puc 203.11 (a) (1): Serve an electronic copy on each person identified on the service list.

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FILING INSTRUCTIONS:

- a) Pursuant to N.H. Admin Rule Puc 203.02 (a), with the exception of Discovery, file 7 copies, as well as an electronic copy, of all documents including cover letter with:**
DEBRA A HOWLAND
EXEC DIRECTOR
NHPUC
21 S. FRUIT ST, SUITE 10
CONCORD NH 03301-2429
- b) Serve an electronic copy with each person identified on the Commission's service list and with the Office of Consumer Advocate.**
- c) Serve a written copy on each person on the service list not able to receive electronic mail.**